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ONE HUNDRED ELEVENTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON ENERGY AND COMMERCE

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July 2, 2010

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Ms. Marilyn Tavenner
Acting Administrator
Centers for Medicare and Medicaid Services
Hubert H. Humphrey Building
200 Independence Ave., S.W.
Washington, D.C. 20201

Dear Acting Administrator Tavenner:

We write to request that the Centers for Medicare and Medicaid Services (CMS) provide us with important, updated information regarding Medicare enrollment. Specifically, we request that you provide congressional district-level 2010 enrollment data for Part D, including low-income subsidy enrollment, Medicare Advantage, and fee-for-service Medicare. According to an April 3, 2009, notice from the CMS Office of Legislation, "[s]ince the inception of the Medicare prescription drug benefit, the CMS Office of Legislation has provided enrollment numbers by Congressional District" (*see* Attachment). It has been 14 months since we received the 2009 enrollment data that accompanied the April 3 notice.

The open enrollment period for the 2011 Medicare Advantage and Part D benefit begins November 15, 2010. With less than five months until open enrollment for 2011, we have serious concerns that you have not provided us with the 2010 enrollment data. We are particularly concerned by this lack of transparency since the health reform law, according to the CMS Office of the Actuary, will ultimately reduce enrollment in Medicare Advantage by 50 percent. Given this projected drastic shift in Medicare enrollment, it is important that Members have the most current enrollment data for the beneficiaries in their districts in order to carefully monitor the impact of health reform on their constituents from year to year.

We ask you to provide to us the most current data available for the 2010 enrollment in Part D, including low-income subsidy enrollment, Medicare Advantage, and fee-for-service Medicare for each congressional district, as you have done in the past. We ask that you provide

us with this data 14 calendar days from the date of this letter. If you have any questions, please contact Minority Committee staff at (202) 225-3641.

Sincerely,



Joe Barton
Ranking Member



Michael C. Burgess
Ranking Member
Subcommittee on Oversight and Investigations

Attachment

cc: The Honorable Henry A. Waxman, Chairman

The Honorable Bart Stupak, Chairman
Subcommittee on Oversight and Investigations

From: Hall, Amy (CMS/OL) [Amy.Hall2@CMS.hhs.gov]
Sent: Tuesday, April 07, 2009 6:39 PM
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 Jon; Murray, Elizabeth (Thomas); Walling, Vickie

Subject: Hill Notification: 2009 Part D, FFS, and MA Enrollment by Congressional District

U.S. House and Senate Notification
April 3, 2009

To: Senate Finance Committee
House Ways and Means Committee
House Energy and Commerce Committee
House and Senate Appropriations Committees
House and Senate Budget Committees
Other Interested Hill Staff

From: Amy Hall
Director, Office of Legislation
Centers for Medicare & Medicaid Services

Re: 2009 Part D, FFS, and MA Enrollment by Congressional District

Since the inception of the Medicare prescription drug benefit, the CMS Office of Legislation has provided enrollment numbers by Congressional District. We are doing so again for 2009 enrollment. The attached file contains three tables with Congressional District-level enrollment data on Part D, including Low-Income Subsidy (LIS) enrollment, Medicare Advantage (MA), and Fee-for-Service (FFS) Medicare. These tables reflect enrollment as of February 1, 2009. (This is the same date as the Part D State enrollment data posted on the CMS website at http://www.cms.hhs.gov/PrescriptionDrugCovGenIn/01_Overview.asp.)

Several things to note about the data:

1. The Part D table only includes sources of creditable coverage for which we have person level data, and therefore, several types of creditable coverage such as retiree coverage are not included in the table.
2. The MA-PD numbers in the Part D and MA tables do not match for the following reason: Other types of private insurance such as PACE, Demonstrations, and Cost Plans are broken-out from the MA-only and MA-PD data in the MA table; enrollment in these plans is shown under the 'Other Private Plans' column. These plan types are included in 'MA-PD' column of the Part D table.

If you have questions regarding the data, please contact Dan Miller (daniel.miller@cms.hhs.gov or 202-690-5940) or Ariel Novick (ariel.novick@cms.hhs.gov or 202-205-8028) in the CMS Office of Legislation.